

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

Maximo Quintano,

NO. C 07-00367 JW

Plaintiff,

ORDER VACATING HEARING


v.

Mission Foods Corporation, et al.,

Defendants.

Pursuant to Civil Local Rule 7-1(b), the Court takes Defendant's Motion to Dismiss Pursuant to Fed. R. Civ. Pro. 12(b)(1) under submission without oral argument. Accordingly, the hearing currently scheduled for March 5, 2007 is VACATED.

Dated: February 28, 2007



JAMES WARE
United States District Judge

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

2 David Augustus Garcia david.garcia@ogletreedeakins.com
3 Stanley G. Hilton FROG727@AOL.COM
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6 **Dated: February 28, 2007**

Richard W. Wieking, Clerk

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8 **By: /s/ JW Chambers**

Elizabeth Garcia
Courtroom Deputy
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